

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Robert A. SLIMAK et al

Group Art Unit: 1762

Serial No.: 10/803,199

Filed: March 18, 2004

For: ENHANCING THE STRENGTH, MOISTURE RESISTANCE, AND FIRE-RESISTANCE OF WOOD, TIMBER, LUMBER, SIMILAR PLANT-DERIVED CONSTRUCTION AND BUILDING MATERIALS, AND OTHER CELLULOSIC MATERIALS

**INFORMATION DISCLOSURE STATEMENT AND NOTICE OF  
CO-PENDING RELATED PROCEEDING**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

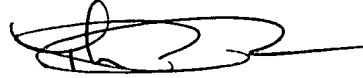
Applicants for this reissue application bring to the attention of the Examiner the fact that the original patent of which this application is a reissue is currently involved in Interference No. 105,123, styled *Junior Party Slimak (et al) v. Senior Party Grantham (et al)*, pending before Administrative Patent Judge James T. Moore. Junior Party Slimak has made a motion in that Interference to add/substitute the present reissue application for the original patent.

Pursuant to Rules 56 and 98, Applicants hereby call the attention of the Patent Office to the references listed on the attached Form PTO 1449. The literature references listed in "Other Documents" were cited in the parent application and, hence, no copies are needed to be provided herein.

Applicants present these references so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970).

Applicants respectfully request that these references be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,



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Date: July 21, 2004

FORM PTO-1449 U.S. Department of Commerce  
(Rev. 4-92) Patent and Trademark Office

ATTY. DOCKET NO.  
TPP/J/885RE

SERIAL NO.  
10/803,199

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use several sheets if necessary)

APPLICANT  
Robert A. SLIMAK et al

FILING DATE  
March 18, 2004

GROUP  
1762

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 0 4 0 0 5 7	03/2000	Slimak et al			
	6 1 4 6 7 6 6	11/2000	Slimak et al			
	6 2 3 5 3 4 9	05/2001	Grantham et al			
	6 3 0 3 2 3 4	10/2001	Slimak			
	5 6 7 2 3 9 0	09/1997	Crews IV et al			
	3 0 9 3 5 0 1	06/1963	Clayton			
	3 3 0 6 7 6 5	02/1967	DuFresne et al			
	4 0 0 3 8 6 6	01/1977	Paturle			
	4 0 6 2 9 9 1	12/1977	Kyte et al			
	4 2 1 2 1 8 9	07/1980	Fuchs et al			
	4 5 7 7 9 7 6	03/1986	Hayashi et al			
	4 6 4 2 2 6 8	02/1987	St.-Michel			
	5 1 1 0 6 3 7	05/1992	Ando et al			
	5 2 0 5 8 7 4	04/1993	Crews, IV et al			
	5 4 3 1 9 9 6	07/1995	Giesemann			
	5 4 7 8 5 9 8	12/1995	Shiozawa			
	5 7 0 7 7 5 2	01/1998	Misra et al			
	5 1 7 0 2	12/1865	Devlan			
	6 3 6 1 8	04/1867	Devlan			
	1 4 9 9 7 9 1	07/1924	Shipley			
	3 9 7 4 3 1 8	08/1976	Lilla			
	4 0 1 7 9 8 0	04/1977	Kleinguenther			
	5 0 8 0 9 3 5	01/1992	Kelso, Jr. et al			
	5 4 7 8 5 9 8	12/1995	Shiozawa			
	3 9 6 8 2 7 6	07/1976	Allen			
	4 5 4 2 1 4 6	09/1985	Van Gestel et al			
	4 9 9 2 3 0 7	02/1991	Ikeda			

		5	0	3	5	9	5	1	07/1991	Dimanshteyn			
		5	3	8	9	3	0	9	02/1995	Lopez			

### FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO
		9	8	1	8	8	7	2	05/98	WO				

### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		U.S. Publication No. 2002/0110696A1, published August 15, 2002
		ASTM, 1995, Standard Test Method for Evaluating the Effects of Fire-Retardant Treatments and Elevated Temperatures on Strength Properties of Fire-Retardant Treated Lumber, Designation D 5664-95, ASTM, Philadelphia PA, 599-602
		ASTM, 1992. Standard Test Method for Laboratory Evaluation of Wood and other Cellulosic materials for Resistance of Termites, Designation D 3345-74, ASTM Philadelphia PA, 430-732
		ASTM, 1993. Standard Index of and Descriptions of Textile Heat and Flammability Test Methods and Performance Specifications, Designation D4723-90, ASTM, Philadelphia PA, 480-485

EXAMINER	DATE CONSIDERED
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**EXAMINER:** Initial if citation is considered, draw line through citation if not in conformance and not considered.  
**Include copy of this form with next communication to applicant.**